

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

GODEL et al.

Group: 1624

Serial No. 09/922,066, filed August 3, 2001

Examiner: Sudhaker B. Patel

For: **SUBSTITUTED 4-PHENYL-PYRIDINE COMPOUNDS WITH ACTIVITY AS  
ANTAGONISTS OF NEUROKININ 1 RECEPTORS**

Declaration under 37 C.F.R. 1.132

I, Heinz Stadler, a citizen of Switzerland, declare as follows:

1. I am a co-inventor of the subject matter described and claimed in United States Patent Application Serial No. 09/922,066, filed August 3, 2001, entitled "Substituted 5-Phenyl-Pyridine Compounds With Activity as Antagonists of Neurokinin 1 Receptors." (hereinafter the '066 application)
2. I am also a co-inventor of the subject matter described and claimed in United States Patent No. 6,297,375, issued October 2, 2001 on an application filed February 22, 2000, entitled "4-Phenyl-Pyridine Derivatives." (hereinafter, the '375 patent)
3. In addition to myself, there are seven additional co-inventors named in the '375 patent.

Serial No. 10/282,357  
Filed: October 29, 2002

4. In addition to myself, there are three additional co-inventors named in the '066 application.
5. At least a portion of the subject matter of the pending claims of the '066 application was disclosed, but not claimed, in the '375 patent.
6. I, along the three additional co-inventors, are the inventors of the subject matter of the presently pending claims in the '066 application, including that the subject matter that was disclosed, but not claimed, in the '375 patent.
7. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 3/29/2003

By: \_\_\_\_\_

Heinz Stadler  
Heinz Stadler

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